

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

Laura T. Beyer, Judge Presiding

TUESDAY, JANUARY 11, 2022

Jenny P. Holman, Trustee

PURSUANT TO THE COURT'S UPDATED COVID-19 OPERATING ORDER, ALL HEARINGS SCHEDULED FOR JANUARY 11, 2022 IN CHARLOTTE WILL BE CONDUCTED TELEPHONICALLY. If evidence needs to be presented in your case or you anticipate extensive argument, you will need to either continue the matter to a future hearing date or contact chambers (704-350-7575) for a special setting. If the court is unable to understand a party or attorney appearing telephonically for technical reasons, the court will continue the hearing to a future hearing date.

OUR PHONE LINE INSTRUCTIONS HAVE CHANGED. There is no longer a disruption in the courtroom when a party dials in or disconnects. Therefore, the phone lines will always remain open, and the court will no longer recess at 10:45 for parties to call in. Please connect 15 minutes prior to your designated time so that you are on the line when your case is called.

As soon as you connect and until your case is called, please activate the mute button, and do not place the call on hold as this will cause a disruption in court.

The dial-in numbers for January 11, 2022:

Teleconference Number: 888-684-8852

Access Code: 4340964#

Security Code: 2350#

Additional information:

Please dial in using a landline, if possible. The use of cell phones is discouraged due to dropped connections. In addition, please do not use hands-free devices or speaker phones. When all your matters have been heard, the court will advise you when it is appropriate to disconnect.

Please contact chambers at 704-350-7575 or email beyer_hearings@ncwb.uscourts.gov if you have any questions.

9:30 a.m.

- 1) 13 Michelle McClellan 16-31445 Hearing on Trustee's motion to deem mortgage current or paid in full (22); response [Wells Fargo Bank, NA] (12/23/21 doc, 28)

SIGMON
COLLINS/MENK

- 2) 13 Penny M. Dishman 18-31184 Continued hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (29)

Continued status hearing on order granting debtor's motion to sell real property (37, 32)

GROSHON

- 3) 13 Dorothy C. Allen 18-30239 Hearing on debtor's motion to modify plan (52, 48); Trustee's response (49)

DUNCAN

- 4) 13 Christopher Thomason 21-30695 Hearing on court order to appear and show cause for dismissal of case (10, 1)

PRO SE

10:00 a.m.

- 5) 13 Jessie S. Ford 17-30898 3rd continued hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (88)
- 2nd continued status hearing on order granting debtor's motion to sell real property (102, 98)

LEZMAN

- 6) 13 Jeffrey S. Beiser 18-31266 7th continued hearing on Trustee's motion to dismiss or modify plan for payment default (51, 49, 44)
- 2nd continued hearing on debtor's objection to claim (55); response [PNC Bank, National Association] (57)

LEZMAN
HEDRICK

- 7) 13 Derek Easter
Tramaine Easter 18-31301 Hearing on Trustee's motion to dismiss or modify plan for payment default (48)
- LEZMAN
- 8) 13 Gary W. Sims 18-31501 Hearing on motion for relief from stay and co-debtor stay [Bank of America, N.A.] (59); debtor's response (60)
- Hearing on debtor's motion to sell property (61)

LEZMAN
COLLINS

9) 13 Benjamin Bellamy 19-30131 4th continued hearing on motion for relief from stay [Freedom Mortgage Corporation] (38); debtors' response (39)
Sherritta Bellamy

Status hearing on order granting debtors' motion for trial loan modification and motion to modify plan (50, 45)

LEZMAN
HEDRICK

10) 13 Benny J. Abney 19-31046 Status hearing on order granting debtor's motion for plan payment moratorium (28, 27)

LEZMAN

11) 13 Cory McCall 20-30030 2nd continued status hearing on order granting debtors' motion for moratorium and approval of mortgage forbearance (38, 36, 32, 28)
Cassandra McCall

LEZMAN

12) 13 Howard E. Jackson 21-30172 Status hearing on order granting debtor's motion for moratorium (24, 23)

LEZMAN

13) 13 Frank J. King 21-30218 Hearing on debtor's motion for hardship discharge (15)

LEZMAN

- 14) 13 Heather M. Parham 21-30639 Hearing on court order to appear and show cause for dismissal of case (11, 1)
Status hearing on order granting debtor's motion to turnover (17, 10)

LEZMAN

- 15) 13 Gordon T. Ray 16-31189 Hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (120); debtor's response (121)

O'MALLEY/BREWER

- 16) 13 Sheila A. Privott 18-31138 Hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (40)
Status hearing on order granting debtor's motion to modify and motion to sell (43, 41)

SAFFA

- 17) 13 Corey Johnson 17-31579 Hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (117)
Hearing on debtor's motion to modify plan (119)

Y. TAYLOR

- 18) 13 Amanda Robbins 18-31500 Hearing on debtor's motion to approve settlement (32, 30); Trustee's response (31)

BOCHICCHIO

19) 13 Harry W. Inch, III 19-30323 3rd continued status hearing on order
Stephanie D. Inch granting debtors' motion for moratorium
(56, 54, 52, 44, 37)

BOCHICCHIO

20) 13 Martin P. Gibbons 16-32086 Hearing on application for compensation
[Essex Richards, P.A.] (49); Trustee's
response (50)

CULP

21) 13 Kai A. Jerrell 21-30680 Hearing on motion for approval of fees on
a time and expenses basis [Heather W.
Culp] (17)

CULP

22) 13 Tamisha N. Davis 18-31237 Hearing on Trustee's motion to modify
plan (46); debtor's response (47)

GALLETTA

23) 13 Robert N. Payne 20-30434 Hearing on debtor's motion to approve
early payoff of plan and for release of net
sale proceeds (43)

GALLETTA

24) 13 Vincent M. Edwards 18-30145 Hearing on debtors' motion for post
Lee A. Edwards petition financing and to modify plan (91,
89)

HAYES

25) 13 Darrell F. Grant 19-30471 Continued hearing on debtor's motion to modify plan (51); Trustee's response (54, 52)

Status hearing on bench order granting debtor's motion to sell property free and clear of liens and to allow an early payoff (47)

HAYES

26) 13 Ana M. Nogueras 19-30135 Hearing on debtor's motion to sell property free and clear of liens (44); response [Towd Point Master Funding Trust 2021-PM1] (47); Trustee's response (51)

LUTZ
COLLINS

27) 13 John K. Moses 20-30576 Hearing on debtor's motion to sell property free and clear of liens (25); Trustee's response (26)

LUTZ

28) 13 David J. Hatley
Susan D. Hatley 21-30420 Status hearing on order granting debtors' motion to sell property free and clear of liens (33, 26, 18)

NARDONE

29) 13 Yolanda R. Lowery 21-30712 Hearing on court order to appear and show cause for dismissal of case (5, 1)

NARDONE

30) 13 Paul J. DeStasio 17-31708 Hearing on debtors' motion to modify
Lindsay J. DeStasio plan (59, 58); Trustee's response (60)

PENNEBAKER

31) 13 Janneth Cabrera 21-30619 Continued hearing on objection to
confirmation of plan [Coastal Federal
Credit Union] (21, 9, 3)

Continued hearing on objection to
confirmation of plan [Peoples Bank] (22, 9,
3)

PENNEBAKER

KEENAN

DEATON

32) 13 Nia S. Harmon 17-31030 3rd continued hearing on Trustee's motion
to dismiss for failure to make plan
payments (114, 104)

BLOSSOM

33) 13 Keshia L. Pettus 18-31066 Status hearing on order granting debtor's
motion to modify plan (58, 51)

BLOSSOM

34) 13 Lasheia J. Dozier 18-31782 Continued hearing on Trustee's motion to
dismiss or modify plan for payment
default (30)

Hearing on debtor's motion to modify
plan (34)

BLOSSOM

35) 13 Brandi J. Murray 19-30479 Hearing on Trustee's motion to dismiss or modify plan for payment default (77)

BLOSSOM

36) 13 Maudestine H. Chambers 19-31614 Hearing on motion for relief from stay and co-debtor stay [Nationstar Mortgage LLC] (28); debtor's response (29)

BLOSSOM
COLLINS

37) 13 Romagne M. Gordon 19-31753 4th continued hearing on motion for relief from stay and co-debtor stay [Freedom Mortgage Corporation] (31); debtor's response (32)

BLOSSOM
VONNEGUT

38) 13 Corrine A. Abbott 20-30027 Hearing on debtor's motion to modify plan (35); Trustee's response (37)

BLOSSOM

39) 13 Darlene S. Nichols 21-30725 Hearing on court order to appear and show cause (6, 1)

Hearing on debtor's motion to extend the automatic stay (11)

BLOSSOM

40) 13 Frank Archie 16-31376 Hearing on Trustee's motion to dismiss or modify plan for payment default (35)

HANDS

41) 13 Carolyn Green 17-31217 Hearing on application for compensation [David Hands] (39); Trustee's response (40)

HANDS

42) 13 Anthony J. Grier 18-30555 6th continued hearing on Trustee's motion to dismiss or modify plan for payment default (115, 112, 107, 99, 86, 72)

Continued hearing on debtor's motion to modify plan (109)

HANDS

43) 13 Selina I. Quander-Freeman 19-30230 Hearing on debtor's motion to modify plan (28); Trustee's response (29)

HANDS

44) 13 Rodney A. Scroggins 19-30249 Hearing on motion for relief from stay [Chapel Cove Property Owners Association, Inc.] (63, 55, 50); debtor's response (53)

HANDS
HUNTER

45) 13 Wendell Dixon Valerie M. Dixon 19-30728 Hearing on debtors' motion to modify plan (27); Trustee's response (28)

HANDS

46) 13 Stephen J. Williams 21-30068 Hearing on debtor's motion to sell property (19)

HANDS

47) 13 Tonya R. Perkins 21-30398 2nd continued hearing on objection to confirmation of plan [Shellpoint Mortgage Servicing] (16, 13, 10, 2)

HANDS
HEDRICK

48) 13 Kenneth Turull 21-30461 Continued hearing on Trustee's objection to confirmation of plan and motion to dismiss (22, 14, 5)
Kativa Turull

HANDS

49) 13 Edwin E. Billingsley 17-31832 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (42)
Tonja M. Billingsley

Hearing on debtors' motion for hardship discharge (64)

SHEEK

50) 13 Carl Spady 18-30383 Hearing on debtor's motion for moratorium and extension of plan term (45); Trustee's response (47)

SHEEK

51) 13 Courtney Lee 19-30934 3rd continued status hearing on order granting debtor's motion to incur debt (86, 82)

SHEEK

52) 13 Samantha J. DeLoache 19-31170 Continued hearing on debtor's motion to modify plan (40); Trustee's response (42)

SHEEK

53) 13 Allen Wiggins 19-31370 Hearing on Trustee's motion to dismiss or
Jeanette Wiggins modify plan for payment default (54)

Hearing on debtors' motion for hardship
discharge (57)

SHEEK

54) 13 William Roach 19-31434 Hearing on debtor's motion to incur debt
(74, 67); Trustee's response (69)

SHEEK

55) 13 Necole Mitchell 19-31499 Continued status hearing on order
granting Trustee's motion to turnover (44,
36)

SHEEK

56) 13 Kenneth Jones 20-30686 Continued hearing on debtor's motion to
incur debt (33); Trustee's response (34)

SHEEK

57) 13 Sergiy Gutorka 21-30529 Hearing on objection to confirmation of
Olana Gutorka plan [First-Citizens Bank & Trust
Company] (24, 21, 6)

SHEEK

WU

58) 13 Melvin D. Caldwell, II 21-30598 Hearing on debtor's motion for final loan
modification (21); Trustee's response (27)

SHEEK

11:00 a.m.

59) 13 Rodney L. Parsons 18-30571 Hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (39)

Hearing on debtor's motion to modify plan (40); Trustee's response (43)

WHITE

60) 13 Sonya M. Johnson 18-31644 Continued hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (53)

WHITE

61) 13 Jane L. Cade 20-30240 2nd continued hearing on debtor's objection to notice of mortgage payment change (28, 08/09/21 doc); response [RoundPoint Mortgage Servicing Corporation] (30)

2nd continued hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (18)

WHITE
HEDRICK

11:30 a.m.

62) 13 Joel M. Cooper 17-31007 Hearing on debtor's motion for moratorium (57); Trustee's response (58)

CUMMINGS

63) 13 James H. Moore 17-31071 Hearing on Trustee's motion to deem mortgage current or paid in full (33); response [Credit Suisse First Boston Mortgage] (11/24/21 doc)

Hearing on Trustee's motion to deem mortgage current or paid in full (34); response [Credit Suisse First Boston Mortgage] (11/24/21 doc)

CUMMINGS

64) 13 Kelly P. Hudson 18-30014 Hearing on debtor's motion to reconsider dismissal of case (70, 68); Trustee's response (71)

CUMMINGS

65) 13 Claudia L. Neath-Turpin 18-31402 Hearing on motion for relief from stay [Nationstar Mortgage LLC] (48); debtor's response (54, 49)

CUMMINGS
VONNEGUT

66) 13 Geretha A. Thomas 18-31456 9th continued status hearing on order granting debtor's motion for moratorium (66, 61, 56, 54, 52, 45, 44, 43, 41)

CUMMINGS

67) 13 Gina Lewis-Williams 19-30939 Hearing on debtor's motion to sell property (76); Trustee's response (79, 78)

CUMMINGS

68) 13 Jeannie J. Miller 19-31513 Hearing on debtor's motion to waive requirement of financial management course and Local Form 8 to allow discharge (73)

CUMMINGS

69) 13 Laura A. Williams 20-30041 Hearing on debtor's motion to exclude conduit payment (37)

CUMMINGS

70) 13 Celestine Jordan 21-30183 Status hearing on order granting debtor's motion for moratorium (24, 21)

CUMMINGS

2:00 p.m.

- 71) 13 Clarence A. Rorie 19-30545 2nd continued status hearing on order granting debtors' motion to sell property located at 802 Independence Drive free and clear of liens (144, 133)
- Athelstein B. Rorie
- Hearing on debtors' motion to sell property located at Marshville Olive Branch Road free and clear of liens (146); Trustee's response (151); response [U.S. Bank National Association] (152)
- Hearing on application for compensation [David R. Badger, P.A.] (148); Trustee's response (150)

BADGER
COLLINS

- 72) 13 Leon C. Lester, Jr. 21-30392 Hearing on debtor's motion to sell property free and clear of liens (49); response [USAA Federal Savings Bank] (54); Trustee's response (56)
- Hearing on application for compensation [David R. Badger, P.A.] (50); Trustee's response (51)

BADGER
MENK

- 73) 13 James C. Tarlton, Jr. 17-30084 Hearing on Trustee's motion to deem mortgage current or paid in full (56); response [U.S. Bank Trust, N.A.] (60); response [Wilmington Trust, National Association] (12/09/21 doc)
- Dana D. Tarlton

CROW
LAIL

74) 13 Neugene A. Kelly 19-30792 4th continued hearing on debtor's motion to modify plan (55)

2nd continued hearing on Trustee's motion to dismiss or modify plan for payment default (52)

Status hearing on order granting debtor's motion to sell (71, 64)

CROW

75) 13 Somphone Philachanh 19-31666 Hearing on motion for relief from stay [Nationstar Mortgage LLC] (41); debtors' response (42)
Viengvilay M. Philachanh

CROW
MENK

76) 13 James R. Brim 21-30713 Hearing on debtor's motion to sell property free and clear of liens (4); response [U.S. Bank Trust National Association] (10)

Hearing on debtor's motion to impose automatic stay (6)

Hearing on court order to appear and show cause for dismissal of case (11)

CROW
REDMAN

77) 13 Michael S. Schronce 20-31012 Status hearing on order granting in part and denying in part Trustee's motion to dismiss or modify plan for payment default (41, 39, 26)

GARDNER

78) 13 David E. Truett 16-31179 Hearing on debtors' motion to excuse male
Kellie S. Truett debtor from 1328 certification requirement
(31)

PLANER

79) 13 Ivell Brand 16-31198 2nd continued hearing on debtor's motion
for sanctions for violation of the discharge
injunction (50); response [Carrington
Mortgage Services, LLC] (54)

PLANER
VINING

80) 13 Donna M. McClure 16-31898 Hearing on Trustee's motion to dismiss or
modify plan (37)

PLANER

81) 13 Christopher L. Phifer 18-31129 Hearing on debtor's motion to sell
property (60); Trustee's response (63, 62)

PLANER

82) 13 Kimberly D. Price 19-30790 Hearing on debtor's motion to sell
property (48); response [JPMorgan Chase
Bank, National Association] (49); Trustee's
response (50)

PLANER
VINING

83) 13 Christopher J. Jones, Sr. 19-31476 Hearing on debtor's motion to modify
plan (69); Trustee's response (70)

PLANER

84) 13 Danny L. Dameron 19-31657 Hearing on debtor's motion to sell property (47); Trustee's response (51)

PLANER

85) 13 Jenny R. Faile 20-30062 Hearing on motion for relief from stay [Bank of America, N.A.] (23); debtor's response (24)

PLANER
COLLINS

2:30 p.m.

- 86) 13 Rachael A. Paulk 21-30597 Hearing on objection to confirmation of plan [Nasser Khalil, Isis Sadek] (21, 15, 11)
- Hearing on motion for relief from stay [Nasser Khalil, Isis Sadek] (22, 16); debtor's response (17)
- Hearing on Trustee's objection to confirmation of plan and motion to dismiss (24, 11)

PREVOST
BADGER
